

**COMMON COUNCIL
CITY OF BRAZIL, INDIANA**

RESOLUTION NO. 3, 2006

WHEREAS, the City of Brazil, Indiana has caused the construction of certain road improvements in the Industrial Park to serve IVC, as more particularly shown in the drawings prepared by Samuel L. Moore & Associates, Inc., Consulting Engineers, Job No. 1652 dated February 2, 2001; and,

WHEREAS, the City of Brazil, Indiana and Clay County, Indiana are desirous that Clay County, Indiana assume ownership of and take responsibility for the inspection, maintenance, servicing, and repair of said road improvements; and,

WHEREAS, it is contemplated that in exchange for the transfer of said road improvements located in the Industrial Park, including the roadway improved in connection with the IVC Project, for which Clay County, Indiana will assume responsibility for inspection, maintenance, servicing, operation and repair of said road improvements, Clay County, Indiana will convey to the City of Brazil, Indiana certain utility improvements located in the Industrial Park and currently owned by Clay County, Indiana; and

WHEREAS, Indiana Code 36-1-11-8 provides that a transfer or exchange of property between governmental entities may be made upon terms and conditions agreed upon by the entities as evidenced by adoption of a substantially identical resolution by each entity, and it is the intention of the Board of Commissioners of Clay County, Indiana to adopt a resolution substantially identical to this resolution; and

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Brazil, Indiana that the Mayor of the City of Brazil, Indiana make, execute, and deliver the Deed of Conveyance attached hereto and made a part hereof to Clay County, Indiana in exchange for a transfer by Clay County, Indiana of said utility improvements to the City of Brazil, Indiana.

Dated this _____ day of _____, 2006.

Mayor and Presiding Officer of
The Common Council of
The City of Brazil, Indiana

Attest:

Clerk-Treasurer of the City of Brazil, Indiana

MEMBERS OF THE COMMON COUNCIL

AYES:

NAYS

Martin Beasley

Martin Beasley

A. Ann Bradshaw

A. Ann Bradshaw

Patricia Heffner

Patricia Heffner

William Lovett

William Lovett

James Sheese

James Sheese

Presented by me, the Clerk-Treasurer of the City of Brazil, Indiana to the Mayor of the City of Brazil, Indiana this _____ day of _____, 2006 at _____ .m.

Clerk-Treasurer of the City of Brazil, Indiana

Signed and approved by me, the Mayor of the City of Brazil, this _____ day of _____, 2006 at _____ .m.

Mayor

DEED OF CONVEYANCE

WHEREAS, the City of Brazil, Indiana has caused the construction of certain road improvements to serve IVC and the Industrial Park as more particularly shown in the drawings prepared by Samuel L. Moore & Associates, Inc., Consulting Engineers, Job No. 1652 dated February 2, 2001; and,

WHEREAS, copies of Drawings C3, C4, C5, C6, C7, and C8 of said drawings are attached in order to show the location of said improvements; and

WHEREAS, the City of Brazil, Indiana and Clay County, Indiana are desirous that Clay County, Indiana assume ownership of and take responsibility for the inspection, maintenance, servicing, and repair of said road improvements;

NOW, THEREFORE, the City of Brazil, Indiana does hereby bargain, sell, transfer, and convey to Clay County, Indiana any and all right, title, and interest the City of Brazil, Indiana may have in and to the road infrastructure shown in the said drawings referred to hereinabove.

CITY OF BRAZIL, INDIANA

Thomas Arthur, Mayor

Subscribed and sworn to before me, a Notary Public in and for said county and state, this _____ day of _____, 2006.

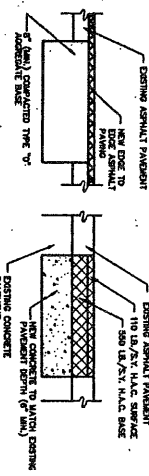
Notary Public

(Printed Name)

My Commission Expires:

My County of Residence:

This instrument prepared by Sue A. Beesley, Bingham McHale LLP, 2700 Market Tower, 10 West Market Street, Indianapolis, IN 46204, 317-635-8900

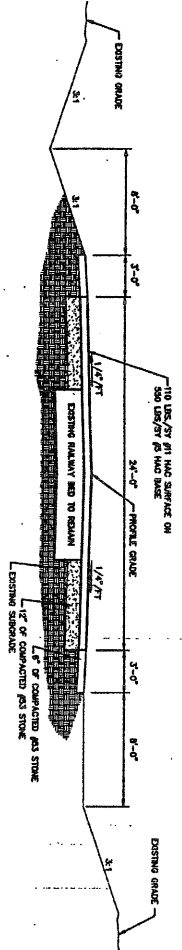


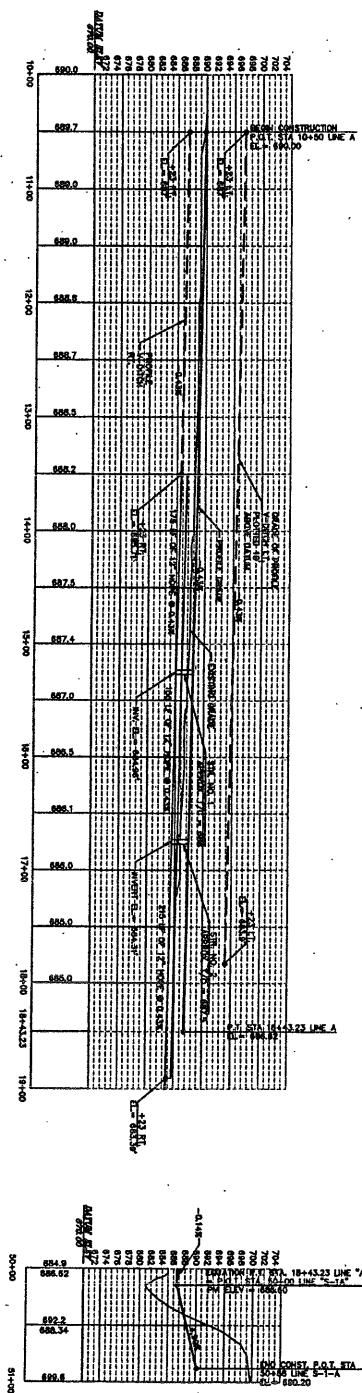
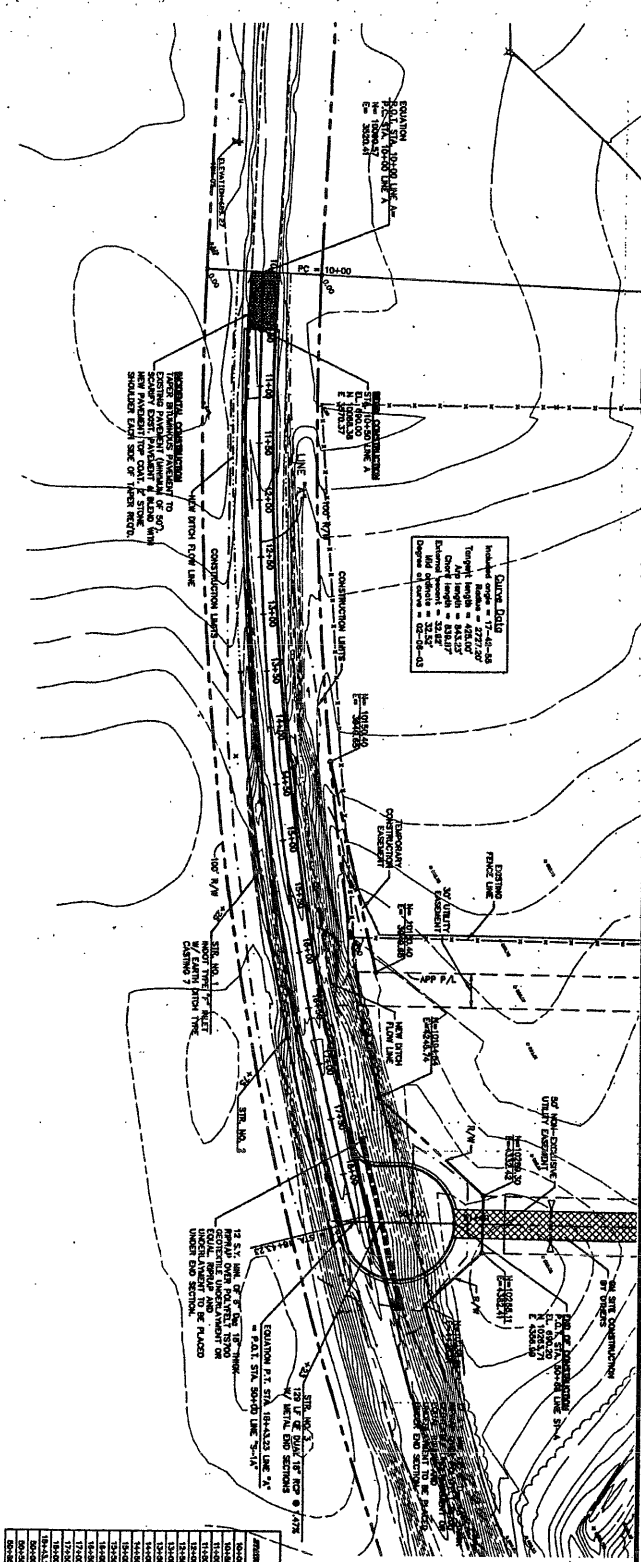
NOTES

1. THE PAVEMENT RECONSTRUCTION DETAILS SHOW HOW ARE STANDARD AND DETAILED (SEE SECTION 02200) TO BE CONSTRUCTED. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE SELECTION OF THE MATERIALS AND THE METHOD OF CONSTRUCTION TO BE USED. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE SELECTION OF THE MATERIALS AND THE METHOD OF CONSTRUCTION TO BE USED.
2. SEE SPECIFICATIONS (SECTION 02200) FOR FURTHER PAVING REQUIREMENTS.
3. GRANULAR BASECUT, UNDER PAVEMENT REPAIR SHALL BE COMPACTED AS PER SPECIFICATIONS (SEE SECTION 02200).
4. BASECUT SHALL BE 18" IN DEPTH (AS NOTED ON DETAILS) ON MATCH LINES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE SELECTION OF THE MATERIALS AND THE METHOD OF CONSTRUCTION TO BE USED.

PAVEMENT RECONSTRUCTION DETAILS

NOT TO SCALE

[illegible]

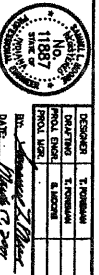


STATION	EXIST. ROAD	PROPOSED ROAD	CONSTRUCTION LIMITS	CONSTRUCTION MATERIALS
10+00	10.00	10.00	10.00	10.00
11+00	11.00	11.00	11.00	11.00
12+00	12.00	12.00	12.00	12.00
13+00	13.00	13.00	13.00	13.00
14+00	14.00	14.00	14.00	14.00
15+00	15.00	15.00	15.00	15.00
16+00	16.00	16.00	16.00	16.00
17+00	17.00	17.00	17.00	17.00
18+00	18.00	18.00	18.00	18.00
19+00	19.00	19.00	19.00	19.00

HORIZONTAL SCALE = 1" = 50'
VERTICAL SCALE = 1" = 10'

THESE DRAWINGS ARE THE PROPERTY OF THE ENGINEER AND ARE NOT TO BE REPRODUCED OR COPIED IN ANY MANNER WITHOUT THE WRITTEN PERMISSION OF THE ENGINEER.

STATION	REVISIONS	BY	DATE	APPROV.
10+00				
11+00				
12+00				
13+00				
14+00				
15+00				
16+00				
17+00				
18+00				
19+00				



DESIGNED BY: T. MOORE
CHECKED BY: S. MOORE
DATE: March 17, 2000

SAMUEL L. MOORE & ASSOCIATES, INC.
CONSULTING ENGINEERS
7102 LANSBURY PARKWAY WEST DRIVE
INDIANAPOLIS, INDIANA 46226

NO INFRASTRUCTURE
EXTENSIONS
INDIANA
C4
SHEET NO. 16

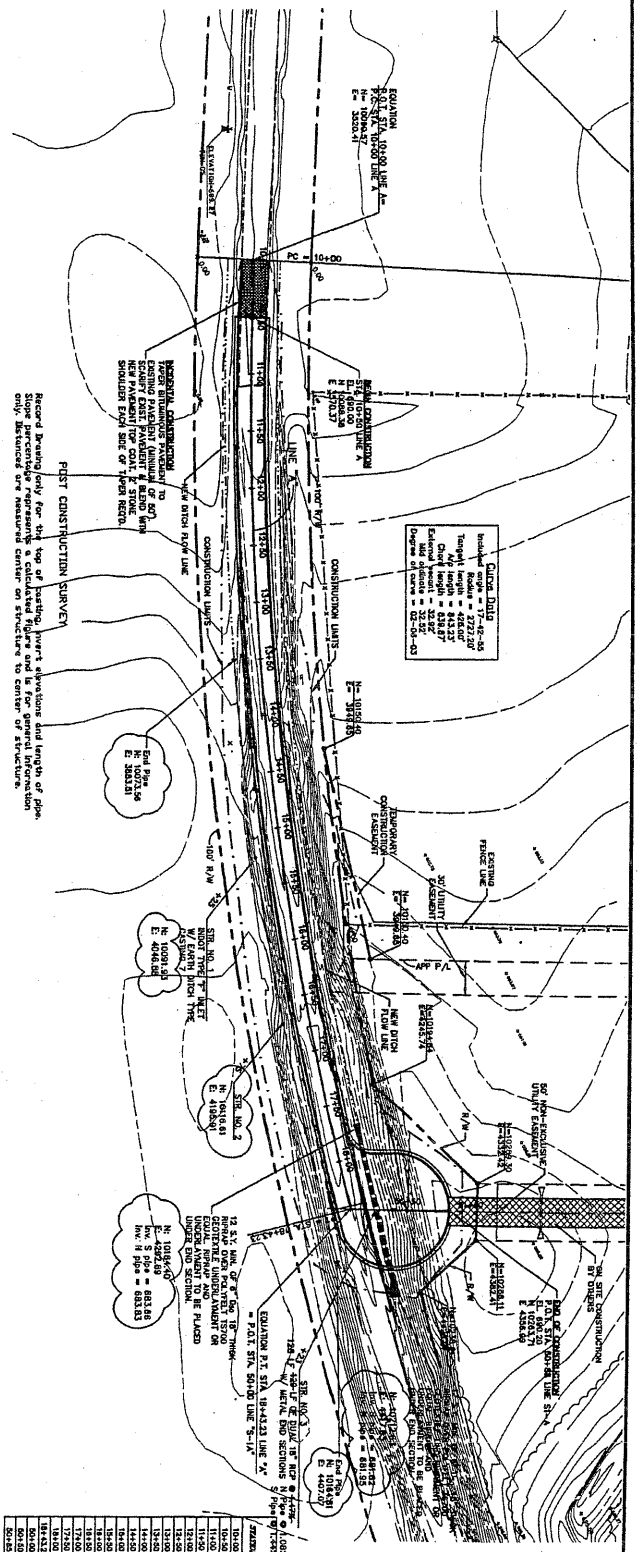
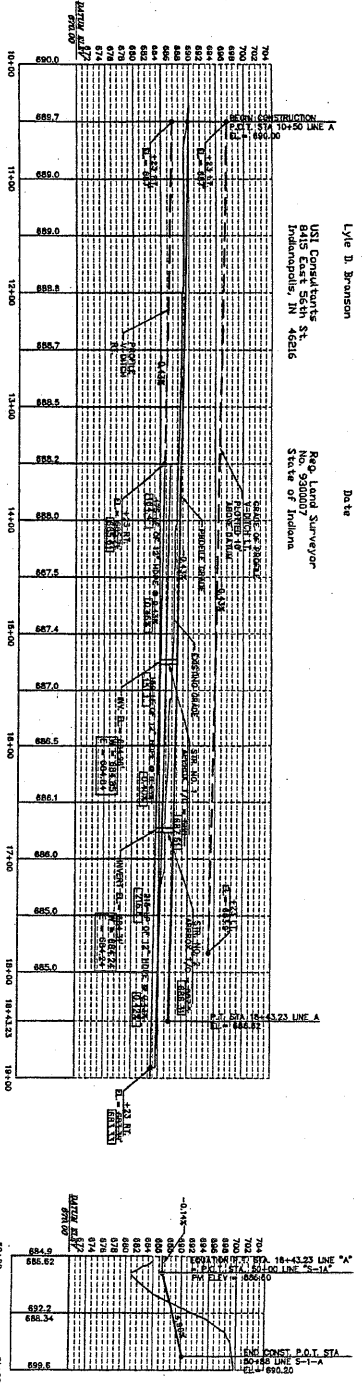


TABLE 1
SUMMARY OF ELEVATIONS

STATION	EXISTING GROUND ELEVATION	PROPOSED FINISH GRADE ELEVATION	PROPOSED SUBGRADE ELEVATION	PROPOSED DITCH BOTTOM ELEVATION
10+00	422.20	422.20	422.20	422.20
10+20	422.20	422.20	422.20	422.20
10+40	422.20	422.20	422.20	422.20
10+60	422.20	422.20	422.20	422.20
10+80	422.20	422.20	422.20	422.20
11+00	422.20	422.20	422.20	422.20
11+20	422.20	422.20	422.20	422.20
11+40	422.20	422.20	422.20	422.20
11+60	422.20	422.20	422.20	422.20
11+80	422.20	422.20	422.20	422.20
12+00	422.20	422.20	422.20	422.20
12+20	422.20	422.20	422.20	422.20
12+40	422.20	422.20	422.20	422.20
12+60	422.20	422.20	422.20	422.20
12+80	422.20	422.20	422.20	422.20
13+00	422.20	422.20	422.20	422.20
13+20	422.20	422.20	422.20	422.20
13+40	422.20	422.20	422.20	422.20
13+60	422.20	422.20	422.20	422.20
13+80	422.20	422.20	422.20	422.20
14+00	422.20	422.20	422.20	422.20
14+20	422.20	422.20	422.20	422.20
14+40	422.20	422.20	422.20	422.20
14+60	422.20	422.20	422.20	422.20
14+80	422.20	422.20	422.20	422.20
15+00	422.20	422.20	422.20	422.20
15+20	422.20	422.20	422.20	422.20
15+40	422.20	422.20	422.20	422.20
15+60	422.20	422.20	422.20	422.20
15+80	422.20	422.20	422.20	422.20
16+00	422.20	422.20	422.20	422.20
16+20	422.20	422.20	422.20	422.20
16+40	422.20	422.20	422.20	422.20
16+60	422.20	422.20	422.20	422.20
16+80	422.20	422.20	422.20	422.20
17+00	422.20	422.20	422.20	422.20
17+20	422.20	422.20	422.20	422.20
17+40	422.20	422.20	422.20	422.20
17+60	422.20	422.20	422.20	422.20
17+80	422.20	422.20	422.20	422.20
18+00	422.20	422.20	422.20	422.20
18+20	422.20	422.20	422.20	422.20
18+40	422.20	422.20	422.20	422.20
18+60	422.20	422.20	422.20	422.20
18+80	422.20	422.20	422.20	422.20
19+00	422.20	422.20	422.20	422.20



RECORD DRAWING

This record drawing is to be used as a permanent record of the construction of the project. It is to be maintained in the project files and is to be used for future reference. It is not to be used for any other purpose.

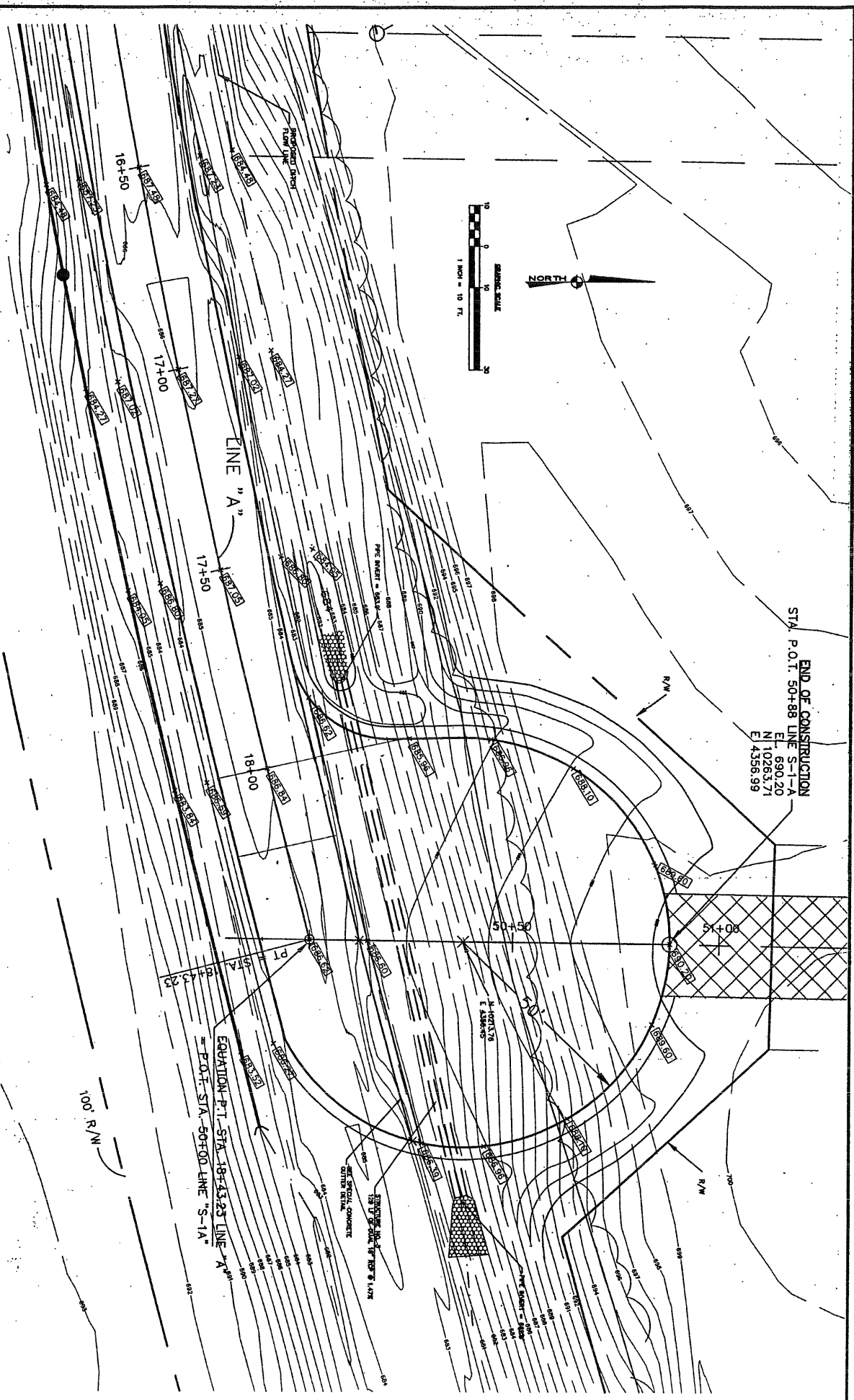
HORIZONTAL SCALE: 1" = 60'
VERTICAL SCALE: 1" = 10'

DESIGNED BY: **Samuel L. Moore & Associates, Inc.**
 CONSULTING ENGINEERS
 7102 LAUREN PARKWAY WEST DRIVE
 INDIANAPOLIS, INDIANA 46260

DATE: **11/27/2013**

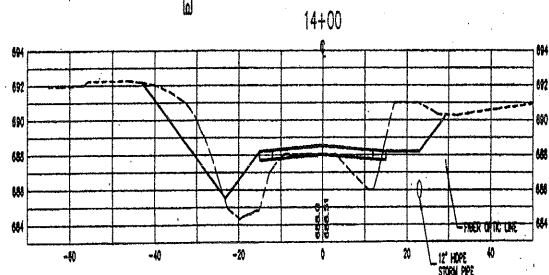
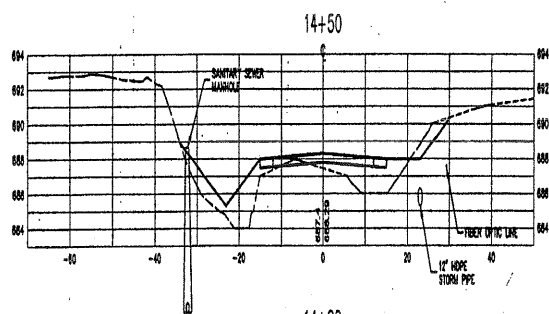
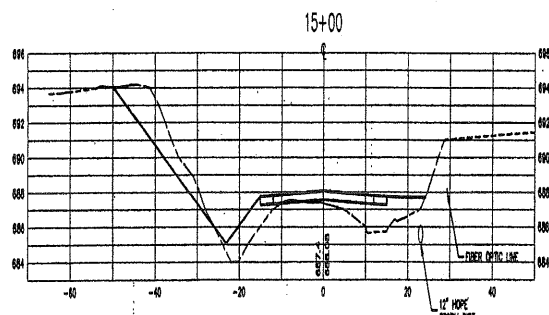
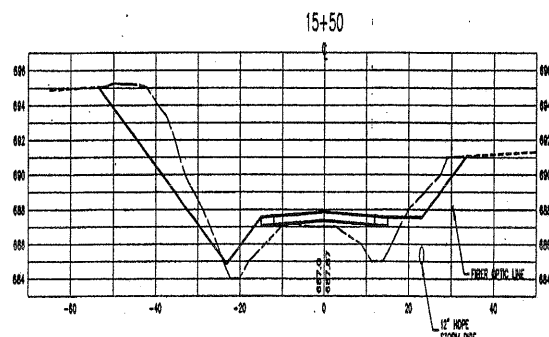
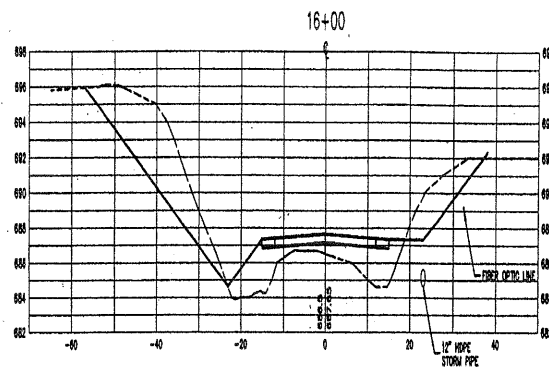
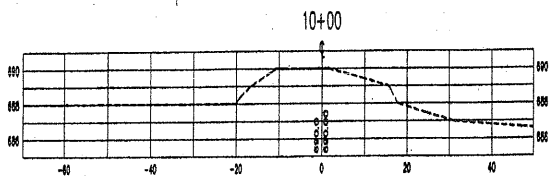
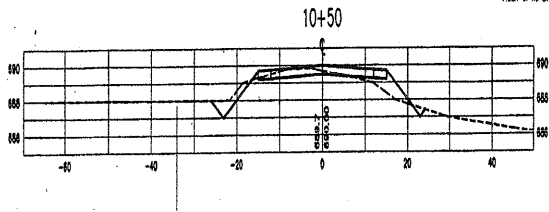
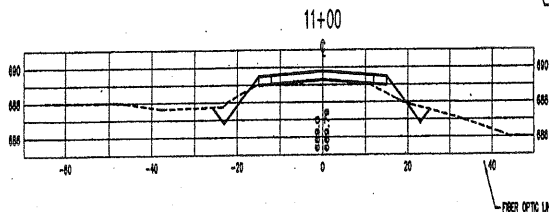
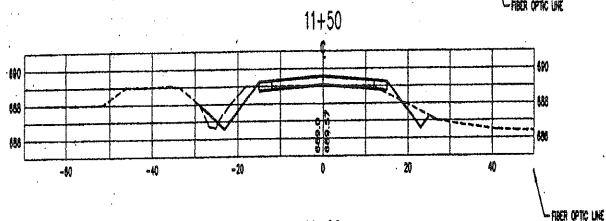
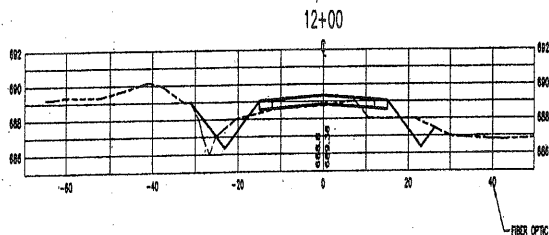
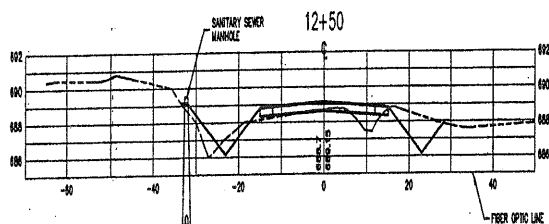
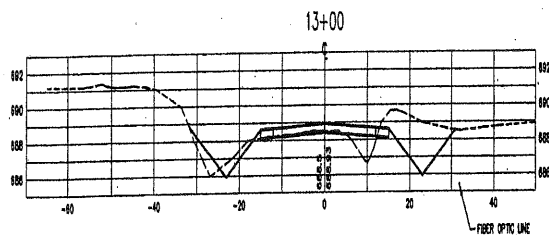
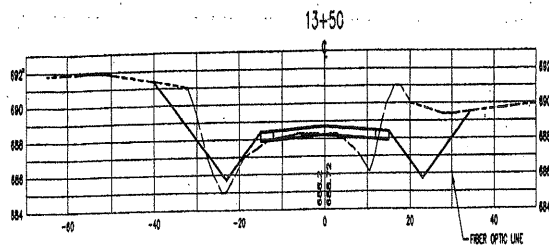
PROJECT NO.: **1662**
 CLAY COUNTY, INDIANA
 ROAD PLAN & PROFILE

SHEET NO.: **C4** OF **16**



END OF CONSTRUCTION
STA. P.O.T. 50+88 LINE S-1-A
E.L. 690.20
N 10263.71
E 4356.99

SHEET NO.	C5
NO INFRAStructure EXTENSIONS	INDIANA
CLAY COUNTY,	CLAY CO. S&O PLAN DETAIL
JOB NO. 1682	DATE FEB. 1997
BY: <i>[Signature]</i> DATE: <i>March 17, 2001</i>	
PROJECT OWNER & ADDRESS 7102 LAMAR PARKWAY WEST DRIVE NOMANCOLE, INDIANA 46206	
CONSULTING ENGINEERS SANDY L. MOORE & ASSOCIATES, INC.	
DESIGNER & ADDRESS SANDY L. MOORE 11887 11887 11887	DRAWING T. J. MOORE P.O. BOX 11887 INDIANAPOLIS, IN 46206
BY	DATE
REVISION	DATE
SUBMITAL	DATE

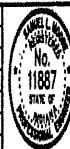


HORIZONTAL SCALE = 1" = 10'
VERTICAL SCALE = 1" = 5'

THE DRAWING AND THE RECORD SETS AND CORRECTIONS
HEREON ARE THE PROPERTY OF SAMUEL L. MOORE & ASSOCIATES, INC. AND
ARE NOT TO BE USED OR REPRODUCED IN WHOLE OR IN
PART WITHOUT THE WRITTEN CONSENT OF SAMUEL L. MOORE
& ASSOCIATES, INC.

200, Samuel L. Moore & Associates, Inc.

SYMBOL	REVISIONS	BY	DATE	APPROV.



DESIGNER: T. FORBMAN
DRAFTING: T. FORBMAN
PROJ. ENGR.: P. MOORE
PRCL. WGR.:
BY: Samuel L. Moore
DATE: March 17, 2001

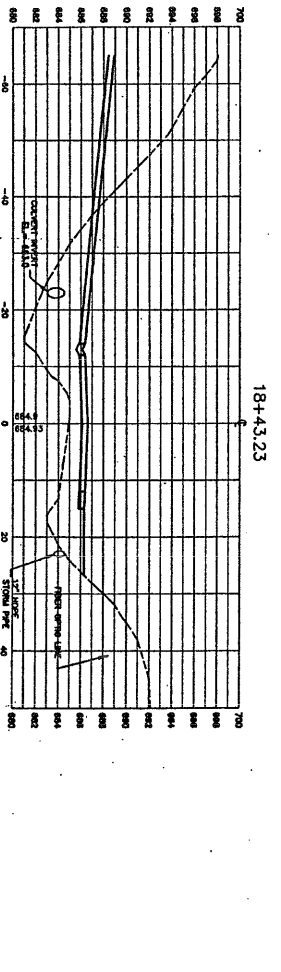
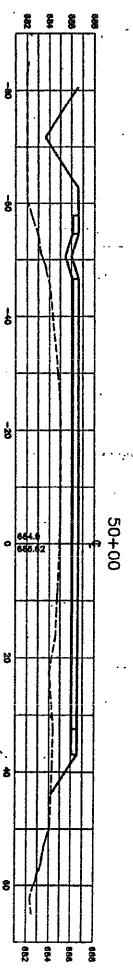
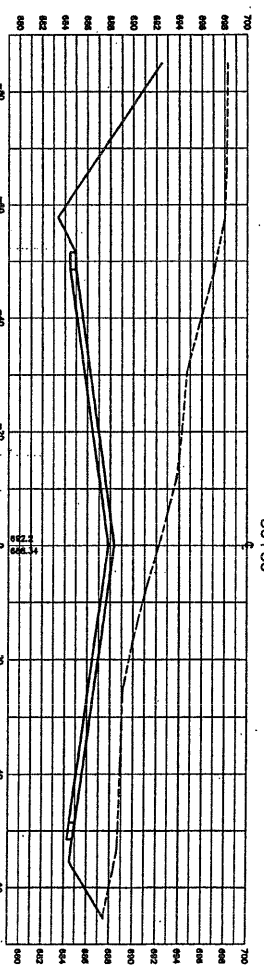
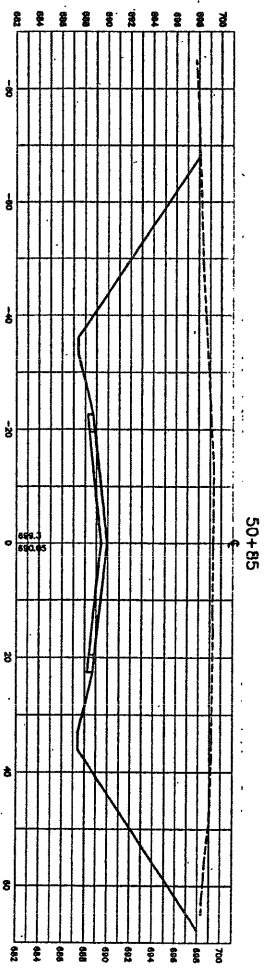
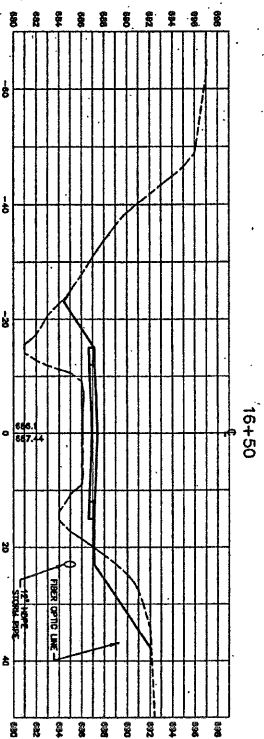
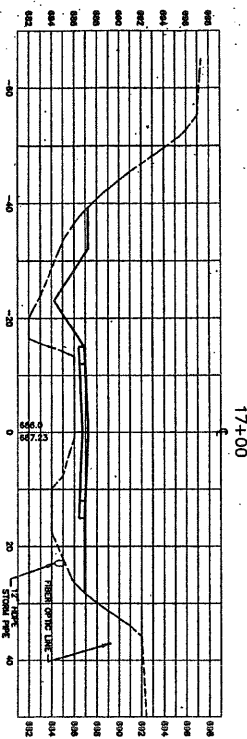
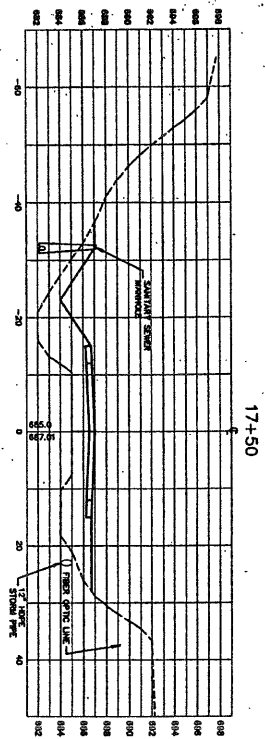
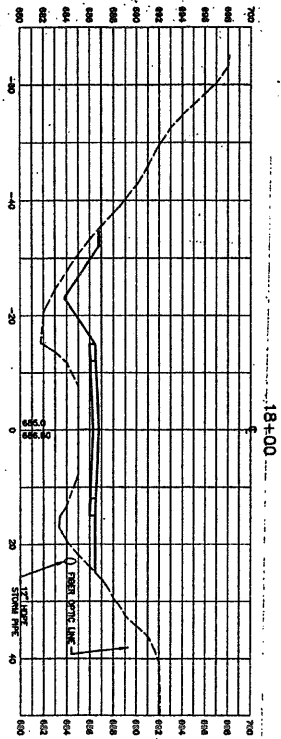
SAMUEL L. MOORE & ASSOCIATES, INC.
CONSULTING ENGINEERS

7102 LAKEVIEW PARKWAY WEST DRIVE
INDIANAPOLIS, INDIANA 46208

JOB NO.
1882
DATE
FEB. 2001

NO INFRASTRUCTURE
EXTENSIONS
CLAY COUNTY,
CROSS-SECTIONS

INDIANA
C8
OF 16



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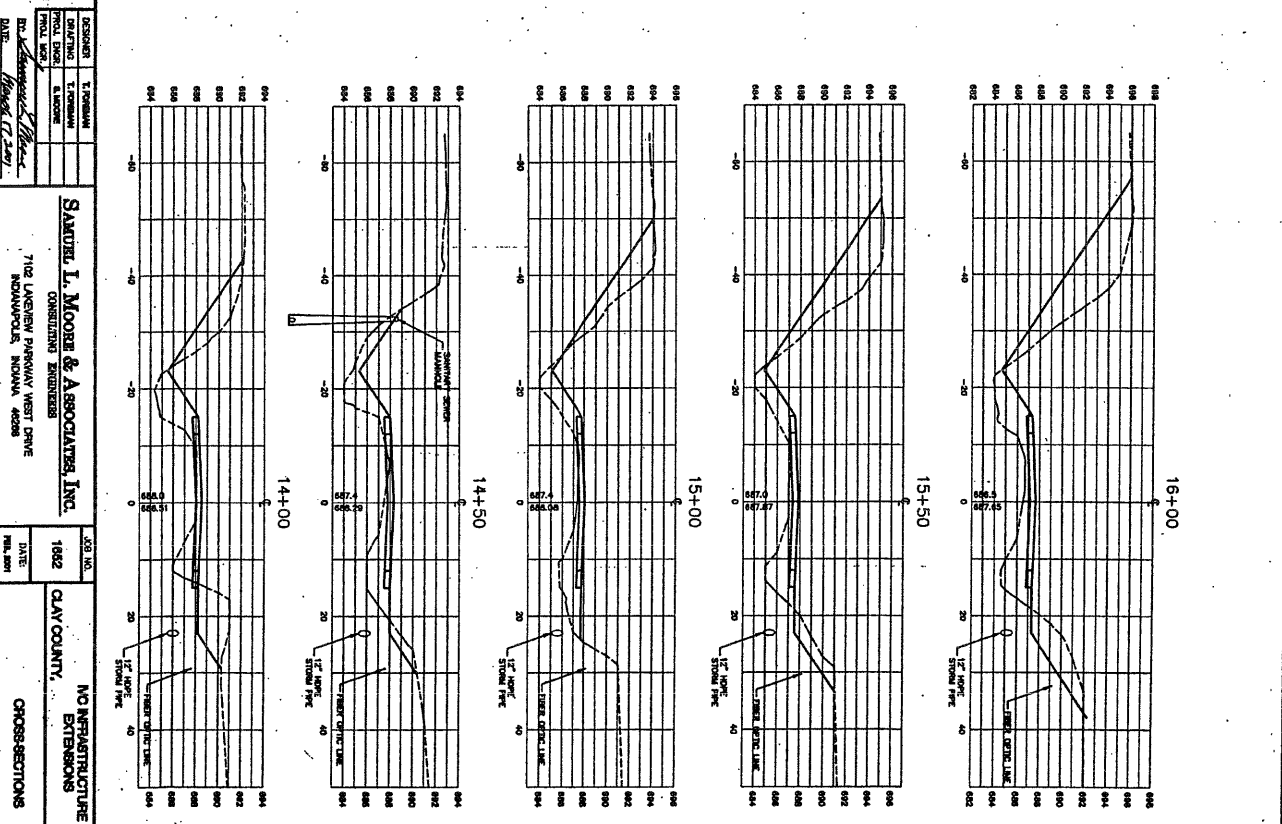
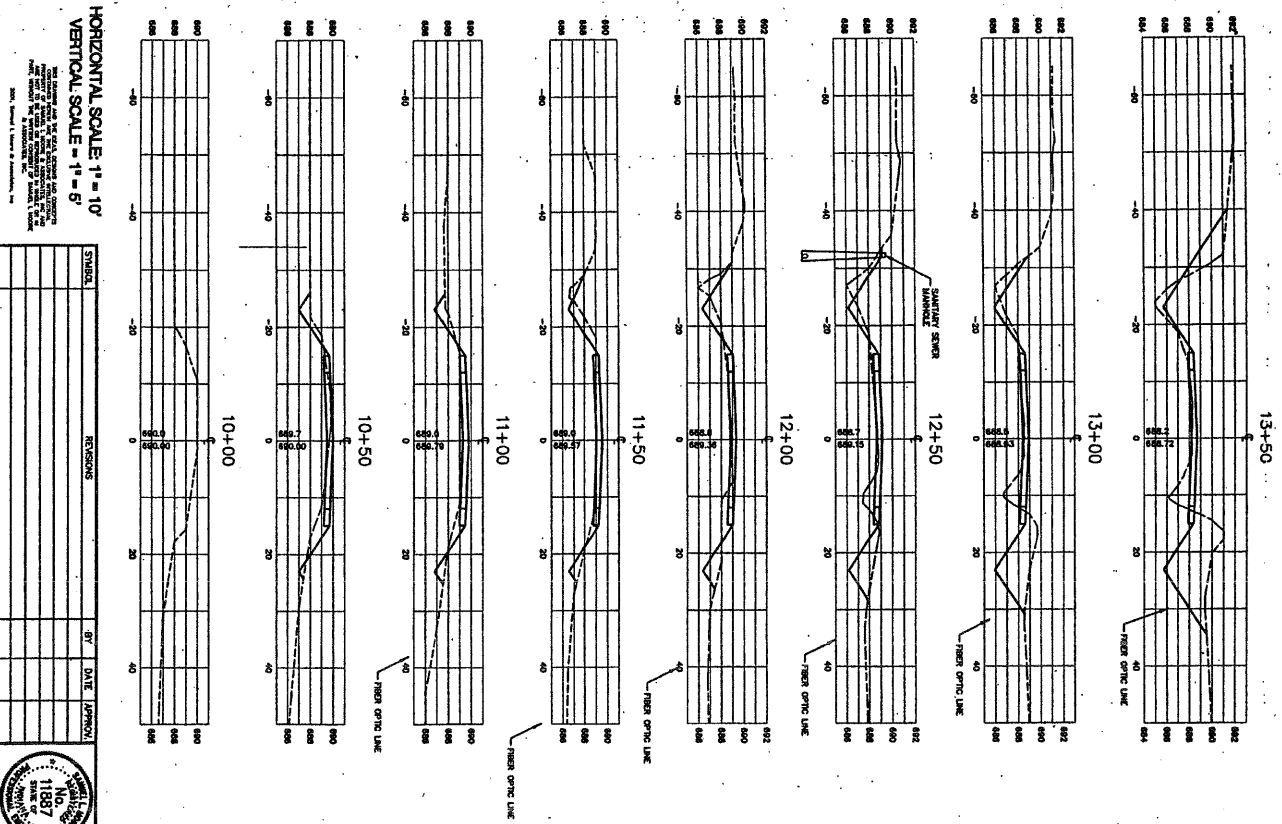
SYMBOL	REVISIONS	BY	DATE	APPROVED



REVISION	DATE	BY	APPROVED
1	11/11/2011	Samuel L. Moore	

SAMUEL L. MOORE & ASSOCIATES, INC.
CONSULTING ENGINEERS
7102 LAKEVIEW PARKWAY WEST DRIVE
INDIANAPOLIS, INDIANA 46226

DES. NO.	1682	SHEET NO.	C7
DATE	11/11/2011	PROJECT	CLAY COUNTY, INDIANA
			CROSS SECTIONS



HORIZONTAL SCALE = 1" = 10'
VERTICAL SCALE = 1" = 5'

DESIGNER: **STANTON L. MOORE & ASSOCIATES, INC.**
CONSULTING ENGINEERS
7112 LANGVIEW PARKWAY WEST DRIVE
INDIANAPOLIS, INDIANA 46226

DATE: **March 17, 2001**

PROJECT NO.: **11887**

DATE: **1982**

CLAY COUNTY, INDIANA

CROSS-SECTIONS

NO INFRASTRUCTURE
EXTENSIONS

INDIANA

SHEET NO.
C8

OF 18

RESOLUTION NO. _____, 2003

WHEREAS, Clay County has caused the construction of certain sewer and water extensions to serve IVC as more particularly shown in the drawings prepared by Samuel L. Moore & Associates, Inc., Consulting Engineers, Job No. 1652 dated February 2, 2001; and

WHEREAS, in connection with said improvements, IVC Industrial Coatings and Great Dane Limited Partnership of Clay County, State of Indiana, have granted certain easements to the City of Brazil, Indiana and Clay County, Indiana, which said easements are recorded at Book 26, 344, and Book 26, 349 on November 16, 2001 in the Office of the Clay County Recorder; and

WHEREAS, the City and County are desirous that the City of Brazil, Indiana assume ownership of and take responsibility for the inspection, maintenance, servicing, operation, and repair of said sewer and water utility extensions;

WHEREAS, it is contemplated that in exchange for the transfer of said sewer and water utilities to the City of Brazil, the City of Brazil will convey to Clay County certain roadways located in the Industrial Park including the roadway improved in connection with the IVC Project, for which roads the County will assume responsibility for inspection, maintenance, servicing, operation, and repair;

NOW, THEREFORE, BE IT RESOLVED that the Clay County Commissioners make, execute, and deliver the Deed of Conveyance attached hereto and made a part hereof to the City of Brazil in exchange for a transfer by the City of Brazil of said roadways to Clay County.

Dated this _____ day of _____, 2003.

CLAY COUNTY COMMISSIONERS

DEED OF CONVEYANCE

WHEREAS, Clay County has caused the construction of certain sewer and water extensions to serve IVC as more particularly shown in the drawings prepared by Samuel L. Moore & Associates, Inc., Consulting Engineers, Job No. 1652 dated February 2, 2001; and

WHEREAS, copies of Drawings C-1, C-4, C-8, C-9, C-10, and C-11 of said drawings are attached hereto in order to show the location of said improvements; and

WHEREAS, in connection with said improvements, IVC Industrial Coatings and Great Dane Limited Partnership of Clay County, State of Indiana, have granted certain easements to the City of Brazil, Indiana and Clay County, Indiana, which said easements are recorded at Book 26, 344, and Book 26, 349 on November 16, 2001 in the Office of the Clay County Recorder; and

WHEREAS, the City and County are desirous that the City of Brazil, Indiana assume ownership of and take responsibility for the inspection, maintenance, servicing, operation, and repair of said sewer and water utility extensions;

NOW, THEREFORE, Clay County, Indiana does hereby bargain, sell, transfer, and convey to the City of Brazil any and all right, title, and interest Clay County, Indiana may have in and to the sewer and water infrastructure extensions shown in the said drawings referred to hereinabove and/or any right, title or interest Clay County may have in and to the easements described in the instruments appearing at Book 26, Page 344 and Book 26, Page 349 in the Office of the Clay County Recorder.

CLAY COUNTY COMMISSIONERS:

Subscribed and sworn to before me, a Notary Public, in and for said county and state, this _____ day of _____, 2003.

Notary Public

(Printed Name)

My Commission Expires:

My County of Residence:

This instrument prepared by

Louis F. Britton, COX, ZWERNER, GAMBILL & SULLIVAN
P. O. Box 1625, Terre Haute, IN 47808-1625; (812) 232-6003

U:\USER\Leedy\CLIENTS\Clay County
deed of conveyance
5/20/2004